

Appln. No. 10/065,595
Docket No. 125974/GEM-0053

RECEIVED
CENTRAL FAX CENTER

OCT 03 2005

Facsimile To: (571) 273-8300

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appln. No.:	10/065,595	:	Confirmation No.:	2440
Applicant:	Darin R. Okerlund	:	Group Art Unit:	3737
Filed:	November 1, 2002	:	Examiner:	Smith, Ruth S.
Docket No.:	125974/GEM-0053	:		

For: **METHOD AND APPARATUS FOR MEDICAL INTERVENTION
PROCEDURE PLANNING**

October 3, 2005

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**RCE UNDER 37 CFR 1.114
AND
AMENDMENT UNDER 37 CFR 1.111 AS SUBMISSION**

Sir:

This is in response under 37 CFR §1.111 to the Final Office Action dated June 6, 2005, and the Advisory Action dated August 30, 2005, issued in the above-identified application, wherein Applicant requests reconsideration and entry in view of the following amendment and remarks, filed as a submission and concurrently with a Request for Continued Examination under 37 CFR §1.114.

A request for an extension of time under 37 CFR 1.136(a) accompanies this response.

Statement Concerning Common Ownership is provided on page 2.

Amendments to the Claims begin on page 3.

Remarks/Arguments begin on page 12.

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being facsimile transmitted to (571) 273-8300 to the United States Patent and Trademark Office on the date shown below.

Kim Lawrence
Name


Signature

10/3/2005
Date

Appl. No. 10/065,595
Docket No. 125974/GEM-0053

STATEMENT CONCERNING COMMON OWNERSHIP

The instant above-identified Application and U.S. Patent Application to Okerlund et al. (U.S. Patent Application Publ. No. 2003/0187358 A1, hereinafter Okerlund) were, at the time the invention of the instant above-identified Application was made, owned by, or subject to an obligation of assignment to, the same persons, thereby disqualifying Okerlund from being used in a rejection under 35 U.S.C. §103(a) against the claims of the instant above-identified application.